

PHILLIP J. ESKENAZI (SBN 158976)
KEVIN D. RISING (SBN 211663)
JEREMY F. BOLLINGER (SBN 240132)
AKIN GUMP STRAUSS HAUER & FELD LLP
2029 Century Park East, Suite 2400
Los Angeles, California 90067-3012
Telephone: 310-229-1000
Facsimile: 310-229-1001

Attorneys for Defendant
LOWE'S HIW, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ERIC DENMEAD and GABRIEL JIMENEZ, individually; and on behalf of all those similarly situated,

Plaintiffs,

V.

LOWE'S COMPANIES, INC., a North Carolina corporation; LOWE'S HIW, INC., a Washington corporation; and DOES 1 through 20, inclusive,

Defendants.

Case No. C 07 1820 SI

[Hon. Judge Susan Illston]

**STIPULATION AND [PROPOSED]
ORDER TO FILE SETTLEMENT
AGREEMENTS UNDER SEAL**

Courtroom: 10

Complaint Filed: March 30, 2007

1 Plaintiffs Eric Denmead and Gabriel Jimenez ("Plaintiffs") together with Defendant Lowe's
2 HIW, Inc. ("Defendant") (collectively, the "Parties"), by and through their respective counsel of record,
3 hereby agree and stipulate to the entry of the following Stipulation and Proposed Order:

4 WHEREAS, Plaintiffs intend to lodge with the court copies of the confidential individual
5 settlement agreements between Plaintiffs and Defendant ("Settlement Agreements") in this case.

6 WHEREAS, the Parties agree that the Settlement Agreements contain confidential non-public
7 information and have been entered into on a confidential basis; thus, good cause exists for filing the
8 Settlement Agreements under seal.

9 NOW THEREFORE, IT IS HEREBY STIPULATED by and between Plaintiffs and Defendants
10 that the Settlement Agreements be filed under seal in accordance with Local Rule 79-5.

12 **IT IS SO STIPULATED.**

13 Dated: June 17, 2008

KRUTCIK & GEORGIN

15 By _____
16 s/A. Nicholas Georggin
17 A. Nicholas Georggin
Attorneys for PLAINTIFFS

18 Dated: June 17, 2008

AKIN GUMP STRAUSS HAUER & FELD LLP

20 By _____
21 s/Kevin D. Rising
22 Kevin D. Rising
Attorneys for Defendants
LOWE'S COMPANIES, INC. and LOWE'S HIW, INC

23 **PURSUANT TO STIPULATION, IT IS SO ORDERED**

25 Dated: _____, 2008



27 _____
28 Hon. Susan Illston
United States District Court Judge